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Attorneys for Plaintiffs
OUR CHILDREN'S EARTH FOUNDATION and
ECOLOGICAL RIGHTS FOUNDATION

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

OUR CHILDREN'S EARTH FOUNDATION, a
non-profit corporation, and ECOLOGICAL
RIGHTS FOUNDATION, a non-profit
corporation,

Plaintiffs,

v.

MICHAEL S. REGAN, in his official capacity
as Administrator, United States Environmental
Protection Agency, MARTHA GUZMAN, in
her official capacity as Regional Administrator,
United States Environmental Protection Agency,
and UNITED STATES ENVIRONMENTAL
PROTECTION AGENCY,

Defendants.

Civil Case No. 3:24-cv-00286-RS

**PLAINTIFFS' NOTICE OF
APPEAL AND REPRESENTATION
STATEMENT**

NOTICE OF APPEAL

Notice is hereby given that Our Children's Earth Foundation and Ecological Rights Foundation, plaintiffs in the above-referenced case, hereby appeal to the United States Court of Appeals for the Ninth Circuit from the Order Granting Motion to Dismiss entered on June 11, 2024 (Dkt. 37), which dismissed plaintiffs' sole claim for lack of subject matter jurisdiction.

Pursuant to Ninth Circuit Rule 3-2(b), a Representation Statement is attached to this notice.

Dated: June 12, 2024

Respectfully submitted,

/s/ Brian Orion

Brian Orion

Environmental Advocates

REPRESENTATION STATEMENT

Pursuant to Ninth Circuit Rule 3-2(b), Plaintiffs state that the parties are represented by counsel whose names, addresses, and telephone numbers appear below:

Plaintiffs Our Children's Earth Foundation and Ecological Rights Foundation are represented by:

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Brian Orion (State Bar No. 239460)

Stuart Wilcox (Cal. Bar No. 327726)

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Defendants Michael S. Regan, Martha Guzman, and the United States Environmental Protection Agency are represented by:

Todd Kim

Assistant Attorney General

Alexander M. Purpuro (FL Bar No. 1025872)

United States Department of Justice

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